

Appl. No. 10/673,663

Reply Filed: September 30, 2008

Reply to Final Office Action of: January 29, 2008, in lieu of filing an Appeal Brief.

REMARKS

In lieu of filing an Appeal Brief, the Applicant submits this Reply to the Final Office Action of January 29, 2008, along with a Request for Continued Examination. In view of the foregoing amendments and following remarks, reconsideration is requested.

After entry of the foregoing amendment, claims 1-5, 7-37 remain in this application, of which claims 1, 11, 20 and 29 are independent.

Rejection Under 35 U.S.C. §102

Claims 1, 2, 4, 6-10, of which claim 1 is independent, were rejected under 35 U.S.C. 102 in view of U.S. Patent 5,682,326 ("Klingler"). Claim 6 has been cancelled. The rejection of the remaining claims should be withdrawn.

According to Klingler, a

"Digitizer Window may be utilized to control an external video machine to capture and digitize the source video, as well as select in and out point to define the source clips. The clips are preferably defined by a clip identifier, the in and out points for the clip . . . , and any comments relating to that clip. Once defined, the source clips . . . are then digitized."

Klingler, col. 6, lines 39-46. "[A]fter digitizing, the clips can be reviewed in the Monitors Window 46" in Fig. 3. *Klingler*, col. 6, lines 53-54.

According to Klingler, "[r]eference clips can be created from source clips by viewing selected portions of the source clips in the source monitor subwindow 48, selecting in and out points, and naming each of the reference clips." *Klingler*, col. 6, lines 58-63. Regarding reference clips, Klingler states at col. 7, lines 13-21:

"A reference clip does not contain the actual digitized media. Instead it contains it contains references back to the media in the source clips, including in and out points (clip beginning frame and clip ending frame), for that reference clip. It should be noted that the reference clips defined and created for a particular program do not necessarily have the